

AN ORDINANCE **99450**

RATIFYING AND AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT WITH TEXAS-STERLING CONSTRUCTION, L.P., IN THE AMOUNT OF \$208,650.00 TO PROVIDE EMERGENCY RECONSTRUCTION AND REPAIRS TO A COLLAPSED SECTION OF ROADWAY AND THE ASSOCIATED DRAINAGE COMPONENTS NEAR SOUTH HAMILTON STREET AND SAUNDERS AVENUE LOCATED IN COUNCIL DISTRICT 5; AUTHORIZING \$104,325.00 FOR CONSTRUCTION CONTINGENCY EXPENSES, FOR A TOTAL AMOUNT OF \$312,975.00 FROM STORM WATER REVENUE OPERATING FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

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WHEREAS, the collapse of a storm water drainage pipe beneath the street in the area of S. Hamilton Street and Saunders Avenue required immediate securing of the area; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The proposal of **Texas Sterling Construction, L.P.** in the amount of \$208,650.00 in connection with the emergency roadway repairs and reconstruction at S. Hamilton Street and Saunders Avenue is hereby accepted. All other proposals are rejected. The amount of \$104,325.00 for construction contingency expenses is hereby authorized.

SECTION 2. The City Manager or her designee is hereby authorized to execute the contract attached hereto as **Attachment I** and incorporated herein for all purposes.

SECTION 3. The following financial adjustments are hereby authorized to effect this Ordinance:

- a) The amount of \$312,975.00 is appropriated in Fund No. 29-023001, Stormwater Operating Fund, in Index Code 938076, entitled "Transfer to Fund 40-006024 South Hamilton". The amount of \$312,975.00 is authorized to be transferred from Fund 29-023001 to Fund 40-006024.

The budget in Fund No. 40-006024, Other Capital Projects, Drainage & Flood Control Improvements, shall be revised by increasing Index Code 138057, entitled "Transfer from Fund 29-023001", by the amount of \$312,975.00.

- b) The amount of \$208,650.00 is appropriated in Fund No. 40-006024, Other Capital Projects, Drainage & Flood Control Improvements, in Index Code 611699, entitled "Construction Contract", and is authorized to be encumbered and made payable to

Texas-Sterling Construction, L.P. for construction in connection with the emergency reconstruction and repairs near South Hamilton Street and Saunders Avenue project.

- c) The amount of \$104,325.00 is appropriated in Fund No. 40-006024, Other Capital Projects, Drainage & Flood Control Improvements, in Index Code 611848, entitled "Construction Contingency", and is authorized to be encumbered and made payable for construction contingency expenses in connection with the emergency reconstruction and repairs near South Hamilton Street and Saunders Avenue project.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 5. This ordinance shall be immediately effective if it receives at least eight affirmative votes. Otherwise, it shall be effective on August 1, 2004.

PASSED AND APPROVED this 22nd day of July, 2004.




M A Y O R

EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney